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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/413,642
Filing Date	October 6, 1999
First Named Inventor	KEN SAKAKIBARA, ET AL.
Group Art Unit	2621
Examiner Name	C. Hewitt, II
Attorney Docket Number	03500.013892

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114
a. <input checked="" type="checkbox"/> Previously submitted
i. <input checked="" type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on <u>December 21, 2004</u> (Any unentered amendment(s) referred to above will be entered).
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
iii. <input type="checkbox"/> Other _____
b. <input type="checkbox"/> Enclosed
i. <input type="checkbox"/> Amendment/Reply : 02/02/2005 MAHMEDI 00000045 09413642
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s) : 02 FC:1251 120.00 OP
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)
iv. <input type="checkbox"/> Other _____
2. Miscellaneous
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
b. <input checked="" type="checkbox"/> Other: Applicants petition to extend the time for response to the final Office Action dated September 30, 2004, for one month from December 30, 2004 to January 30, 2004, and submit \$120.00.
3. Fees
a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. <u>06-1205</u> ! 02/02/2005 MAHMEDI 00000045 09413642
i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e) : 01 FC:1801 780.00 OP
ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) : _____
iii. <input type="checkbox"/> Other _____
b. <input checked="" type="checkbox"/> Checks in the amounts of <u>\$790.00 and \$120.00</u> are enclosed.
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	SCOTT D. MALPEDE	Registration No. (Attorney/Agent)	32,533
Signature			
Date	January 31, 2005		

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

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